

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 28TH AUGUST 2006 / 6TH BHADRA 1928

Bail Appl..No. 5268 of 2006

CRMP.2685/2006 of DISTRICT COURT, PALAKKAD
CRIME NO. 209/2006 OF CHITTUR POLICE STATION
.....

PETITIONER/ACCUSED

BHOOPATHIRAJ, S/O. VENKITACHALAM,
SARKARPATHI, MOOLATHARA VILLAGE,
CHITTUR TALUK, PALAKKAD DISTRICT.

BY ADV. SRI.SAJAN VARGHEESE K.
SRI.LIJU. M.P

RESPONDENTS: COMPLAINANT

STATE, REPRESENTED BY THE
SUB INSPECTOR OF POLICE,
CHITTUR POLICE STATION, PALAKKAD DIST.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 28/08/2006, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

J.M.JAMES, J.

B.A. 5268/2006

DATED THIS THE 28TH DAY OF AUGUST, 2006

O R D E R

The petitioner is accused in crime No.209/2006 of Chittur Police Station, for the offence punishable under Sections 447 and 326 IPC, as he assaulted the defacto complainant on 20.5.2006. He is before this Court, under Section 438 Cr.P.C, as he apprehends arrest.

2. The learned Public Prosecutor submitted that because of the assault, the defacto complainant sustained fracture on the fifth meta carpel of the right hand. It is also brought to my notice that there is another crime, crime No.208/2006 of the same police station, had been registered against the defacto complainant, at the instance of the petitioner herein.

3. Considering the materials on record, I direct the petitioner to surrender before the Investigating Officer, who is investigating crime No. 209/2006 of Chittur Police Station, on 1.9.2006.

4. The Investigating Officer shall interrogate the petitioner, and in the event of the arrest of the petitioner, he shall be released on bail, on he executing a bond for Rs.20,000/-, with two solvent sureties each for the like sum to the satisfaction of the Investigating Officer, arresting him.

5. The petitioner shall be available before the Investigating Officer, as and when required, for the purpose of the completion of the investigation, till 30.9.2006.

The application is disposed of as above.

**J.M.JAMES
JUDGE**

mrCS